

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

K.MIZRA LLC,

Plaintiff,

v.

CISCO SYSTEMS, INC.,

Defendant.

Civil Action No. 6:20-CV-01031-ADA

JURY TRIAL DEMANDED

**JOINT MOTION FOR ENTRY OF FIFTH PROPOSED AMENDMENT OF
SCHEDULING ORDER**

Plaintiff K.Mizra LLC and Defendant Cisco Systems, Inc. (collectively, “the Parties”) respectfully move this Court to enter a fifth proposed amendment of certain dates set forth in the Parties’ Joint Notice of Fourth Proposed Amendment of Scheduling Order filed on June 6, 2023 (*see* ECF No. 108). Specifically, the Parties request a five-day extension of time for the filing of the Joint Pretrial Order and Pretrial Submissions, from Friday, July 14, 2023 to Wednesday, July 19, 2023. All other deadlines would not be changed.

The Parties request this extension of time in order to be able to submit a Joint Pretrial Order and Pretrial Submissions tailored to the results of the Initial Pretrial Conference scheduled for Thursday, July 13. The Parties each have pending motions for summary judgment and Daubert motions, which are scheduled to be heard at the Initial Pretrial Conference, and the outcome of this hearing could affect the contents of the Joint Pretrial Order and Pretrial Submissions. In addition, the Parties are continuing to meet and confer to resolve outstanding issues affecting the Joint Pretrial Order and anticipate that this brief extension will allow them to file a Joint Pretrial

Order and Pretrial Submissions that will reflect additional areas of agreement and be more helpful to the Court and parties in advance of trial.

For the Court's convenience, a comparison of the current dates and the Parties' proposed dates are set forth in the following chart:

Event	Current Deadline	Parties' Proposed Deadline
Serve objections to rebuttal disclosures and file motions <i>in limine</i> .	July 14, 2023	No Change
File Joint Pretrial Order and Pretrial Submissions (jury instructions, exhibit lists, witness lists, discovery and deposition designations).	July 14, 2023	July 19, 2023
File oppositions to motions <i>in limine</i> .	July 21, 2023	No Change
File reply briefs to motions <i>in limine</i> .	July 28, 2023	No Change
Deadline to meet and confer regarding remaining objections and disputes on motions <i>in limine</i> .	July 25, 2023	No Change
File Joint Notice identifying remaining objections to pretrial disclosures and disputes on motions <i>in limine</i> .	July 28, 2023	No Change
Final Pretrial Conference.	August 1, 2023	No Change
Jury Selection/Trial.	August 14, 2023	No Change

Accordingly, the Parties respectfully request that the Court enter the Amended Scheduling Order as set forth in the above chart.

Dated: July 10, 2023

By: /s/ Patricia Y. Ho

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Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been served on July 10, 2023, to all counsel of record who are deemed to have consented to electronic service via the Court's CM/ECF system.

/s/ Melissa R. Smith

Melissa R. Smith